

TENTATIVE RULINGS for CIVIL LAW and MOTION

August 18, 2010

Pursuant to Yolo County Local Rules, the following tentative rulings will become the order of the court unless, by 4:00 p.m. on the court day before the hearing, a party requests a hearing and notifies other counsel of the hearing. To request a hearing, you must contact the clerk of the department where the hearing is to be held. Copies of the tentative rulings will be posted at the entrance to the courtroom and on the Yolo Courts Website, at www.yolo.courts.ca.gov. If you are scheduled to appear and there is no tentative ruling in your case, you should appear as scheduled.

Telephone number for the clerk in Department Fifteen: (530) 406-6941

TENTATIVE RULING

Case: Gonzalez v. Korbmaker

Case No. CV PM 10-473

Hearing Date: August 18, 2010 Department Fifteen 9:00 a.m.

It appears that Helen Enos Korbmaker's motion to compel further responses to Request for Production of Documents, set no. one is moot because plaintiff has served documents responsive to the discovery requests at issue. If Ms. Korbmaker's motion is not moot, the Court shall deny the motion because the declaration of Gayle M. Kono does not show that defendant attempted to informally resolve the issues raised in the motion at bar after plaintiff served his June 22, 2010, amended responses. (Code Civ. Proc., §§ 2016.040 and 2031, subd. (b)(2).)

If no hearing is requested, this tentative ruling is effective immediately. No formal order pursuant to California Rules of Court, rule 3.1312, or further notice is required.

TENTATIVE RULING

Case: In re claim of Jose D. Valdivia Jr.

Case No. CV PT 10-1833

Hearing Date: August 18, 2010 Department Fifteen 9:00 a.m.

The People are **DIRECTED TO APPEAR** to advise the Court about whether the People intend to file a petition of forfeiture and if they do, whether Yolo Superior Court case no. CR F 10-3163 is the related criminal action. A judgment of forfeiture against Jose D. Valdivia, Jr. requires, as a condition precedent thereto, that a defendant be convicted in an underlying or related criminal action of an offense specified in Health and Safety Code section 11470, subdivision (f) which offense occurred within five years of the seizure of the property subject to forfeiture or within five years of the notice of intent to seek forfeiture. (Health and Safety Code, § 11488.4, subd. (i)(3).)